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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 JESSE KNERR,

9 Plaintiff,

10 v.

11 HENRY RICHARDS, PH.D.,

12 Defendant.

Case No. 08-5021 RJB/KLS

ORDER LIFTING STAY

13 This matter was stayed by Order dated March 31, 2009, pending Plaintiff Jesse Knerr's
14 appeal of the denial of his motion for appointed counsel. Dkt. # 59. On April 29, 2009, the Ninth
15 Circuit Court of Appeals issued its Order dismissing the appeal for lack of jurisdiction because
16 denial of appointment of counsel in a civil case is not appealable. Dkt. # 60.

17 Accordingly, it is **ORDERED:**

- 18 1) The stay in this matter is **LIFTED**.
19 2) The Clerk shall send copies of this Order to Plaintiff and counsel for Defendants.
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21 DATED this 6th day of May, 2009.

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24 Karen L. Strombom
25 United States Magistrate Judge
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